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IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

VS

ROBERT MANGELANA CHICKSI

Transcript of Oral Judgement delivered by His Honour
Judge T. B. Davis sitting at Tuktoyaktuk in the
Northwest Territories on Wednesday, February 23, A.D.
1983.

APPEARANCES:

MR. D. GATES On behalf of the Crown

MR. C. REHN On behalf of the Defen



1 THE COURT:

2 Mr. Robert Chicksi has pleaded guilty to an
3 offence contrary to Section 245, sub-section 2 of the Code
4 in that on the twenty-fourth of December at Tuktoyaktuk he
5 caused bodily harm to his wife by an assault.

6 As pointed out by Crown, this is very similar
7 to a case heard before the Court within the last couple of
8 days in which I sentenced a young man to a number of months
9 in jail. In this situation, however, I'm looking at the
10 fact that Mr. Chicksi has stayed out of trouble for forty-
11 seven years, has been married for a number of years and
12 has supported and brought up a number of children and is
13 still responsible for two young children who are living at
14 home along with, I presume, contributing to the support of
15 some of the other older children in his family.

16 It is very concerning to the Court to observe
17 that a man and his wife can have this type of thing occur
18 when a person is injured by being struck with a bottle be-
19 cause they are drinking and getting involved in arguments
20 and situations of this type which causes a criminal offence
21 to be committed.

22 It would seem appropriate that if a person does
23 not go to jail for this kind of offence that a very substan-
24 tial fine should be imposed. I think a substantial fine
25 would have hardship on the family as well as the accused him-
26 self. So, I'm going to merely impose a light fine, what I
27 would classify as a light fine this time with the under-
standing that the accused will know this is not to happen



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again; and any further type of activity of course could be much more serious.

Taking into account his background and the fact that he has not been in trouble before, I will impose a fine of two hundred and fifty dollars or in default thereof ten days in jail.

How long will the accused require in order to pay the fine?

MR. REHN: Two months, sir.

THE COURT: All right, the accused is allowed three months in which to make payment.

(AT WHICH TIME THE PROCEEDINGS CONCLUDED)

Certified a correct transcript

Edna Thiessen
Edna Thiessen
Court Reporter